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MAY 30 2000

Applicants: John B. Harley, Judith A. James, and Kenneth M. Kaufman

Serial No.: 09/500,904

Group Art Unit:

Not yet assigned

TECH CENTER 1600/2900

#5

Filed: February 9, 2000

Examiner:

Not yet assigned

For: *DIAGNOSTICS AND THERAPY OF EPSTEIN-BARR VIRUS IN
AUTOIMMUNE DISORDERS*

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

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MAY 30 2000
TECH CENTER 1600/2900

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION AND
REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Applicants enclose copies of the following which were filed in the U.S. Patent and Trademark Office on April 10, 2000, in the above-identified application:

1. Response to Notice to File Missing Parts of Nonprovisional Application with Certificate of Mailing Under 37 C.F.R. § 1.8(a);
2. Declaration of Inventorship executed by John B. Harley, Judith A. James, and Kenneth M. Kaufman;
3. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(d) --- Non-Profit Organization) executed by Oklahoma Medical Research Foundation;
4. Statement Under 37 C.F.R. § 3.73(b) executed by assignee Oklahoma Medical Research Foundation, with attached copies of the (a) executed Assignment from Judith A. James

and Kenneth M. Kaufman to Oklahoma Medical Research Foundation, (b) executed Assignment from John B. Harley to The Board of Regents of the University of Oklahoma, and (c) executed Assignment from The Board of Regents of the University of Oklahoma to Oklahoma Medical Research Foundation;

5. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(d) --- Nonprofit Organization) executed by licensee The Board of Regents of The University of Oklahoma;

6. Check in the amount of \$65.00 for the small entity surcharge for late filing the Declaration of Inventorship; and

7. Returned postcard indicating receipt by the Patent Office of item Nos. 1-5 on April 14, 2000.

Applicants also enclose a copy of the Notice to File Missing Parts of Nonprovisional Application mailed April 10, 2000.

Applicants had not received the Notice to File Missing Parts of Nonprovisional Application before the Response was mailed on April 10, 2000.

Counsel notes that the Notices to File Missing Parts of Nonprovisional Application are not being timely transmitted by the Patent Office **before** the two-month deadline for requesting a 50% refund of filing fees. Therefore, applicants are required to **resubmit** documents that have already been filed once the Notice is received requiring a response. Additionally, official Filing Receipts have not been transmitted timely, and applicants are precluded from requesting a corrected Filing Receipt when the Response to Notice to File Missing Parts of Nonprovisional

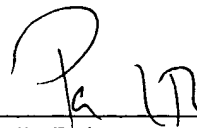
Application is filed. Timely mailings from the Patent Office would be much appreciated so that timely responses could be filed without later resubmission of those responses.

Request for Corrected Filing Receipt

Applicants respectfully request a corrected Filing Receipt to correct the title and the continuing data of the application. The correct title is: "***Diagnostics and Therapy of Epstein-Barr Virus in Autoimmune Disorders***". The only continuing data on the Filing Receipt that is cited by applicants on the Declaration of Inventorship and the application is "This application is a CIP of 08/781,296 filed January 13, 1997". The additional continuing data on the official Filing Receipt should be deleted. Priority to these applications is not claimed. Applicants enclose a copy of the Filing Receipt with the corrections noted in red.

No fees are due at this time.

Respectfully submitted,

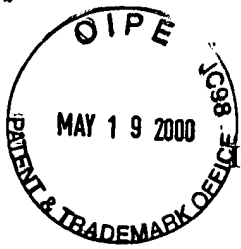


Patrea L. Pabst
Reg. No. 31,284

Date: May 11, 2000

ARNALL GOLDEN & GREGORY, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
404-873-8794 (telephone)
404-873-8795 (fax)

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MAY 30 2000
TECH CENTER 1600/2900



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John B. Harley, Judith A. James, and Kenneth M. Kaufman

Serial No.: 09/500,904

Group Art Unit: Not yet assigned

Filed: February 9, 2000

Examiner: Not yet assigned

For: *DIAGNOSTICS AND THERAPY OF EPSTEIN-BARR VIRUS IN
AUTOIMMUNE DISORDERS*

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Sir:

Applicants enclose the following for filing in the above-identified application:

1. Declaration of Inventorship executed by John B. Harley, Judith A. James, and Kenneth M. Kaufman;
2. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(d) --- Non-Profit Organization) executed by Oklahoma Medical Research Foundation;
3. Statement Under 37 C.F.R. § 3.73(b) executed by assignee Oklahoma Medical Research Foundation, with attached copies of the (a) executed Assignment from Judith A. James and Kenneth M. Kaufman to Oklahoma Medical Research Foundation, (b) executed Assignment from John B. Harley to The Board of Regents of the University of Oklahoma, and (c) executed

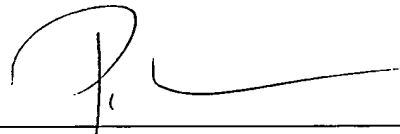
Assignment from The Board of Regents of the University of Oklahoma to Oklahoma Medical Research Foundation;

4. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(d) --- Nonprofit Organization) executed by licensee The Board of Regents of The University of Oklahoma; and
5. Check in the amount of \$65.00 for the small entity surcharge for late filing the Declaration of Inventorship.

Applicants have not yet received the Notice to File Missing Parts of Nonprovisional Application.

Please charge any other fees due, or credit any overpayment, in connection with this matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

Respectfully submitted,



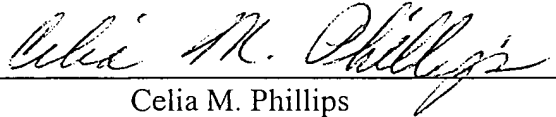
Patrea L. Pabst
Reg. No. 31,284

Date: April 10, 2000

ARNALL GOLDEN & GREGORY, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
404-873-8794 (telephone)
404-873-8795 (fax)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Response to Notice to File Missing Parts of Nonprovisional Application, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.


Celia M. Phillips

Date: April 10, 2000

U.S.S.N.: 09/500,904
Filed: February 9, 2000
RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION AND
REQUEST FOR CORRECTED FILING RECEIPT



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Response to Notice to File Missing Parts of Nonprovisional Application and Request for Corrected Filing Receipt, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.



Teresa R. Spratt

Date: May 11, 2000

FORMALITIES LETTER



OC000000005039805

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/500,904	02/09/2000	John B Harley	OMRF 161 CIP

Patrea L Pabst
 Arnall Golden & Gregory LLP
 2800 One Atlantic Center
 1201 West Peachtree Street
 Atlanta, GA 30309



Date Mailed: 04/10/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

John B. Harley

 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FILING RECEIPT



OC00000005065074

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: ASSISTANT SECRETARY AND
COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/500,904	02/09/2000	1642	581	OMRF 161 CIP	-	26	6

Patrea L Pabst
Arnall Golden & Gregory LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, GA 30309

Date Mailed: 04/20/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John B Harley, Oklahoma City, OK ;
Judith A James, Edmond, OK ;
Kenneth M Kaufman, Oklahoma City, OK ;

Continuing Data as Claimed by Applicant

THIS APPLICATION IS A CIP OF 08/781,296 01/13/1997
~~WHICH CLAIMS BENEFIT OF 60/019,053 05/16/1996~~
~~AND A CIP OF 08/180,804 11/30/1993~~

Foreign Applications

If Required, Foreign Filing License Granted 04/08/2000

** SMALL ENTITY **

Title

~~Diagnostic therapy of Epstein-Barr virus in autoimmune disorders~~

Diagnostics and Therapy

Disorders

Preliminary Class

424

DOCKETED FOR _____
 BY J. STINES-HATCHER _____
 DATE 4-28-00 _____

RECEIVED

APR 24 2000

PATENT DEPT.



4/20/00 9:06 AM



THE FACE OF THIS CHECK HAS A SECURITY VOID BACKGROUND PATTERN - DO NOT CASH IF THE WORD VOID IS VISIBLE

Arnall Golden & Gregory, LLP

PATENT OPERATING ACCOUNT
2800 ONE ATLANTIC CENTER - ATLANTA, GA 30309-3450

SunTrust Bank, Atlanta
Atlanta, Georgia

Check No.
12241

VOID AFTER 90 DAYS

Date: 4/10/2000

Check Amount
\$65.00

Pay: Sixty-five and 00/100 Dollars*****

US Commissioner of Patents & Trademarks (01-2507)

To The
Order Of:

01-2507
Box 16
Washington, DC 20231

TWO SIGNATURES REQUIRED
ON AMOUNTS OVER \$1000

⑈ 12241 ⑈ ⑆061000104⑆ 880195919⑈

Vendor-Assigned Cust. No. 01-2507

Check #: 12241

Entry Date	Disb ID	Disbursement Description	Client Code	Matter Code	Amount
4/10/2000	979480	Filing fees	20487	256	\$65.00
OMRF 161 CIP - for filing fees paid to US Patent and Trademark Office for Declaration of Inventorship					Disbursements Total: \$65.00



The "Received" stamp of the Patent Office imprinted hereon acknowledges the filing of:

Applicants: John B. Harley, Judith A. James, and Kenneth M. Kaufman

Serial & Docket Nos.: 09/500,904 APR 14 2000 OMRF 161 CIP

Filed: February 9, 2000

Papers Submitted:

Response to Notice to File Missing Parts of Nonprovisional Application with Certificate of Mailing Under 37 C.F.R. § 1.8(a) (in duplicate); executed Declaration of Invention by John B. Harley, Judith A. James, and Kenneth M. Kaufman; executed Statement Claiming Small Entity Status by Oklahoma Medical Research Foundation; executed Statement Under 37 C.F.R. § 3.73(b) by Oklahoma Medical Research Foundation, with copies of executed Assignments from (1) Judith A. James and Kenneth M. Kaufman to Oklahoma Medical Research Foundation, (2) John B. Harley to The Board of Regents of the University of Oklahoma, and (3) The Board of Regents of the University of Oklahoma to Oklahoma Medical Research Foundation; check for \$65.00; and authorization to charge Deposit Account

Date: April 10, 2000

By: Patrea L. Pabst, Reg. No. 31,284

Client/Matter No.: CE 4 20487/256